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9 Attorney for Debtor

10 UNITED STATES BANKRUPTCY COURT
11 EASTERN DISTRICT OF CALIFORNIA

12 In Re: JOANNE VONDRACEK

13 Case No. 11-44032-E-13C
14 Docket Control No. MWB-2

15 MOTION TO VALUE
16 COLLATERAL OF
17 PAT KELLY RE
18 SECOND DEED OF TRUST

19 DATE: December 6, 2011
20 TIME: 2:00 pm
21 JUDGE: SARGIS
22 ROOM: 33

23 Debtor.

24 Local Rule 9014-1
25 11 USC § 506

26 TO THE HONORABLE JUDGE RONALD H. SARGIS:

27 Debtor, JOANNE VONDRACEK, by and through her attorney, MARK W. BRIDEN,
28 hereby move the Court for an Order Valuing the collateral of Pat Kelly regarding the Second
Deed of Trust, on property at 1675 Oak St., Oroville, CA, as follows:

1. The above referenced Chapter 13 case was filed on October 6, 2011. David P. Cusick
has been appointed Chapter 13 Trustee.

2. Debtors assets include her property located at 1675 Oak St, Oroville, California
which property bears Butte County Assessors Parcel Number 012-146-13-000.

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3. The secured debt of Pat Kelly, regarding the Second Deed of Trust, on said collateral was duly listed in Schedule D.

4. The liens against this property are as follows:

a) Lundelius Family Trust, First Deed of Trust; \$154,000.00;

b) Pat Kelly, Second Deed of Trust; \$30,000.00; and


c) Valley Financial, Third Deed of Trust; \$40,000.00.

5. Debtor hereby requests this Court enter an Order Valuing the subject property at \$100,000.00. Because the Senior Lien of The Lundelius Family Trust regarding the First Deed of Trust, exceeds the value of the subject property, debtor requests the Court value the secured claim of creditor Pat Kelly, as to Second Trust Deed on their personal residence, at zero dollars.

6. As evidence of the value of the collateral at issue debtor hereby offers a Declaration of Debtor in Support of Motion to Value Collateral. Attached to Exhibit "A" and incorporated herein by this reference, is a true and correct copy of the filed Attachment M-3.

WHEREFORE, debtor respectfully request an Order Valuing the subject property at \$100,000.00, and that the Court enter an Order Valuing the collateral consisting of real property At 1675 Oak St, Oroville, California, and secured claim of Pat Kelly, regarding the Second Deed of Trust, at zero dollars.

DATED: November 2, 2011


MARK W. BRIDEN
ATTORNEY FOR DEBTOR
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